Message of the Diwan to the President of the Council

re. the Cochin Tenancy Bill—Recommittal of.

Secretary to the Council.—"The Cochin Tenancy Bill which was passed by the Legislative Council in Vrischigam 1108 requires some modifications. Under section 14-A of the Cochin Legislative Council Act I have the honour to return the Bill for reconsideration by the Legislative Council on the following points.

(1) Under Act II of 1090 security is given only to kanoms that were created before 1060. The Bill as finally passed by the Council extends this security to all kanoms created at any time. This change made by the Council is of a far reaching character. As a compromise I would suggest that the provisions of the new Act should apply only to all kanoms created before 1090. It may be remembered that it was in the year 1090 that Act II was passed and since the passing of that both the Jenmies and the Kanomdars have entered into contractual agreements with the full knowledge of the provisions contained in Act II of 1090. The suggested amendment seems to be the best compromise under the circumstances.

(2) The Council has considerably restricted the grounds on which the Jenmi can evict the kanomdar. Section 20 of the Malabar Tenancy Act which prescribes the conditions on which the Jenmi can evict the kanomdar are in substance identical with the corresponding provisions of Act II of 1090. The provisions of Act II of 1090 should therefore be retained.

(3) Section 44 of the Bill as finally passed does not appear to be reasonable. In view of the considerable restrictions imposed on the right of the Jenmies some relief should be given to them in the matter of speed realisation of their dues. Therefore the provisions contained in the original Bill as introduced by Government that arrears of not more than one year old irrespective of the amount could be recovered by the application of the Revenue Recovery Act should be allowed to remain.

(4) Section 52 as now worded seems to be arbitrary in its nature. Such case will have to be considered on its own merits and this clause should therefore be deleted."

SUPPLEMENTARY GRANTS.

1. Rs. 1,442 under "12—Tramway".

Mr. T. Narayana Menon *(Conservator of Forests).*—I rise to move for an additional grant of Rs. 1,442 under "12—Tramway-A-Capital-(7)-B, Permanent way". In doing so, I shall place before the House a statement of expenditure on account of the re-laying of rails as suggested by some of the members of the Standing Finance Committee.

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